



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Lonnie E. Quesenberry, Chairman
Board for Waterworks and Wastewater Works Operators
Department of Professional and Occupational Regulation

William H. Ferguson, II, Executive Director
Board for Barbers and Cosmetology
Department of Professional and Occupational Regulation

From: Eric A. Gregory
Assistant Attorney General

Date: March 15, 2006

Subject: Letter of Assurance for Tattooing Regulations

I have reviewed the Board for Barbers and Cosmetology's Tattooing Regulations that were posted on the Virginia Regulatory Town Hall internet site on March 15, 2006. In my view, as counsel to the Board for Barbers and Cosmetology, the Board may promulgate these regulations pursuant to §§ 54.1-201(5) and 54.1-706 of the *Code of Virginia*. The regulations not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.

